

MUNICIPAL ANNEXATIONS

2003 GENERAL SESSION

STATE OF UTAH

Sponsor: Todd E. Kiser

This act modifies the Utah Municipal Code to modify the conclusive presumption of validity for annexations. The act eliminates a requirement that a municipality levy and taxpayers pay property tax for more than one year in order for the presumption to apply.

This act affects sections of Utah Code Annotated 1953 as follows:

AMENDS:

10-2-422, as repealed and reenacted by Chapter 389, Laws of Utah 1997

Be it enacted by the Legislature of the state of Utah:

Section 1. Section **10-2-422** is amended to read:

10-2-422. Conclusive presumption of annexation.

An area annexed to a municipality under this part shall be conclusively presumed to have been validly annexed [~~if: (1) the municipality has levied and the taxpayers within the area have paid property taxes for more than one year after annexation; and (2) no resident of~~ unless an owner of real property in the area has contested the annexation in a court of proper jurisdiction during the year following annexation.

Legislative Review Note

as of 2-13-03 10:49 AM

A limited legal review of this legislation raises no obvious constitutional or statutory concerns.

Office of Legislative Research and General Counsel



Fiscal Note

Bill Number **HB0331**

Municipal Annexations

27-Feb-03

9:25 AM

State Impact

No fiscal impact.

Individual and Business Impact

No fiscal impact.

Office of the Legislative Fiscal Analyst